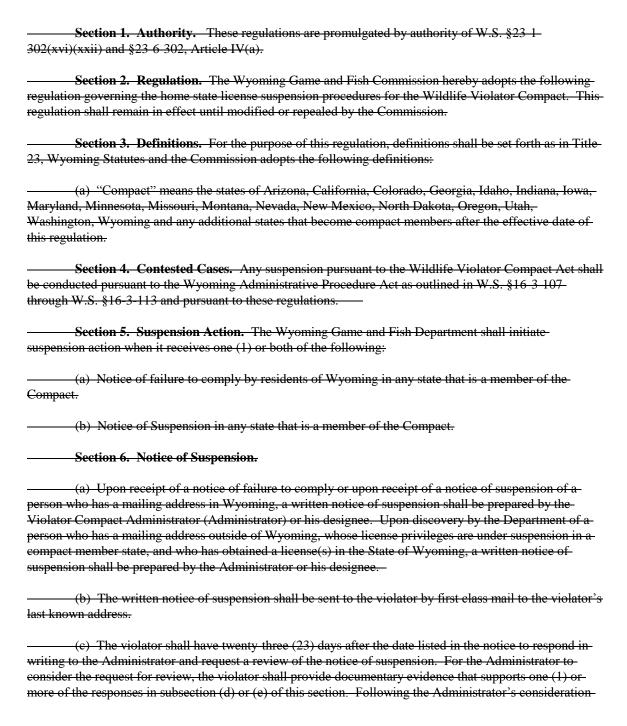
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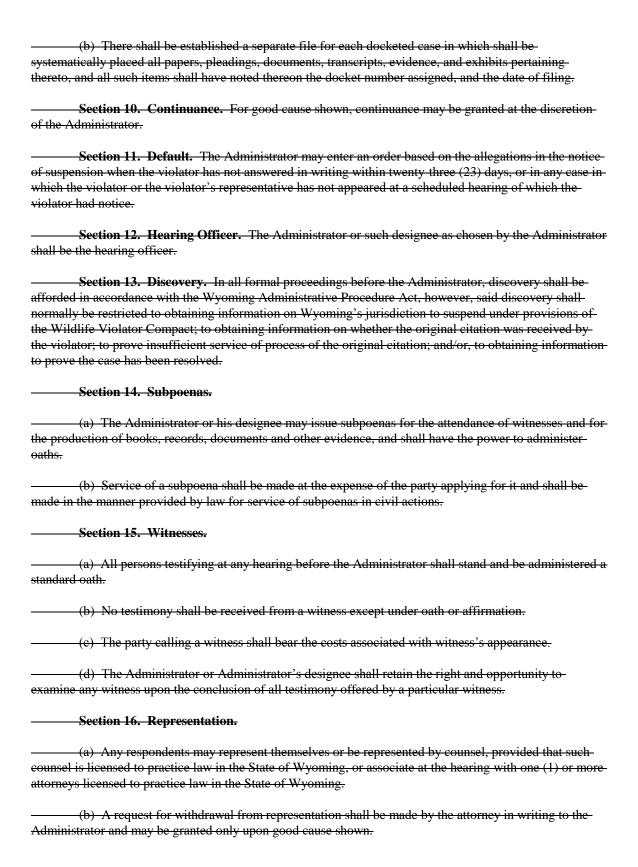
WYOMING GAME AND FISH COMMISSION

CHAPTER 54

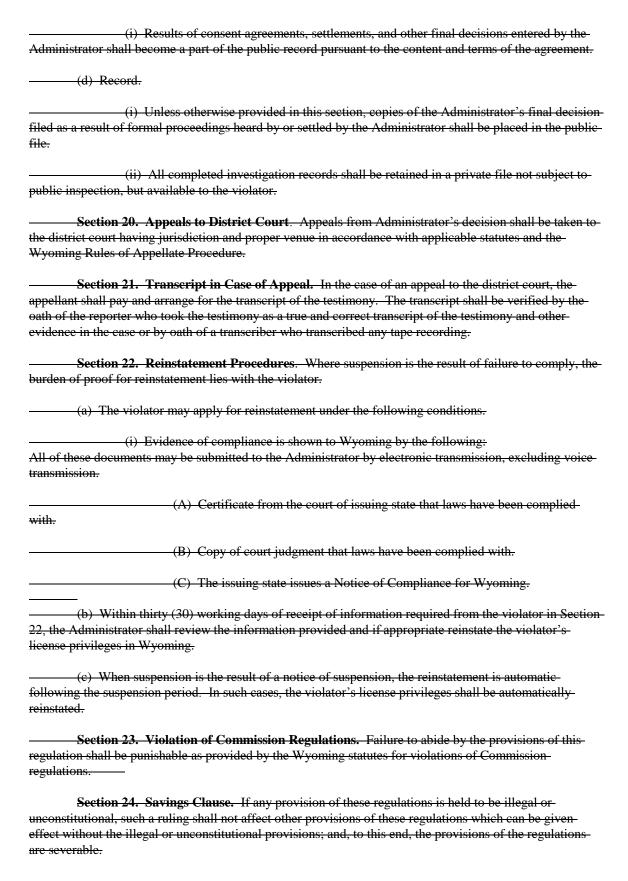
HOME STATE LICENSE SUSPENSION PROCEDURES FOR THE WILDLIFE VIOLATOR COMPACT



of the request for review and documentary evidence presented by the violator, the Administrator shall notify the violator in writing if the notice of suspension remains. If, upon consideration of the violator's request for review, the Administrator finds cause to support the suspension, the violator may request a hearing. To be timely, said request must be received by the Administrator within twenty three (23) days from the date
affixed to the Administrator's letter denying the review. Failure on the part of the violator to request a hearing under this section shall automatically result in suspension of license privileges in Wyoming.
(d) In cases of notice of suspension for the violator's failure to comply, the response shall only include one (1) or more of the following defenses:
(i) Want of authority of the State of Wyoming to suspend under the provisions of the Wildlife Violator Compact;
(ii) Failure of the issuing state to properly serve the violator;
(iii) A claim by the violator that the case has been resolved in the issuing state; and/or,
(iv) The alleged violator is not the proper party.
(e) In cases of notice of suspension for the violator being suspended in a compact state, the violator's response shall include only one (1) or more of the following defenses:
(i) Want of authority of the state of Wyoming to suspend under the provisions of the Wildlife Violator Compact;
(ii) That the suspension in the issuing state would not be a suspendable offense in Wyoming;
(iii) That the violator can demonstrate through court documents that the case is under appeal or the court has amended terms of the suspension; and/or,
(iv) The alleged violator is not the proper party.
(f) Once a determination is made by the Administrator that license privileges are suspended, the violator cannot legally apply for, obtain or utilize any existing or future license to hunt, fish and/or trap.
Section 7. Burden of Proof. In all cases, the burden of proof shall rest with the violator.
Section 8. Hearing. Upon receipt of request for a hearing, the Administrator shall hold a contested case hearing within ninety (90) days. No hearing shall be held unless the request for hearing is accompanied with at least one (1) of the aforementioned defenses.
(a) Formal Hearing Procedures. Within at least twenty (20) days prior to the hearing the violatorshall be advised of:
(i) The time, place, and nature of the hearing; and, (ii) That the hearing is being held pursuant to the Wildlife Violator Compact W. S. §23 6 301 et., seq.
Section 9. Docket.
(a) When formal proceedings are initiated and notice has been afforded, the case shall be assigned a number and entered upon a docket provided for such purpose.



(c) In any case before the Administrator, an appearance in person or the filing of an answer shall constitute an appearance of record by an attorney.
(d) A representative of the Attorney General's office may present to the Administrator all matters-enumerated and described in the notice.
(e) In all matters before the Administrator, the Administrator may request the Attorney General or a specially appointed person to be present throughout the hearing to assist and advise the representative or the Administrator conducting the hearing.
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(a) At a time on or before the day of any hearing, the hearing officer may direct the parties to appear before the Administrator to consider:
(i) the simplification of the issues;
(ii) the necessity or desirability of amending the pleadings;
(iii) the possibility of obtaining admissions of fact and of documents to avoid unnecessary proof;
(iv) formulating procedures to govern the hearing; and/or,
(v) such other matters as may aid in the disposition of the case.
(b) Such conferences shall be conducted informally. An order shall be prepared which recites the actions taken at the conference, amendments allowed, agreements of the parties and limitation of the issues to those not disposed of by admission or agreements of counsel and the parties.
Section 18. Rules of Civil Procedure. The rules of practice and procedure contained in the Wyoming Rules of Civil Procedure insofar as they are applicable and not inconsistent with the matter before the Administrator and applicable to the rules and order promulgated by the Commission shall apply.
Section 19. Decisions.
(a) Proposed Decisions.
(i) At the discretion and direction of the Administrator, the parties may file proposed findings of fact, conclusions of law and order after the hearing and before the deadline announced in the hearing's closing announcements.
(ii) At the discretion and direction of the Administrator, the hearing officer shall file-proposed findings of fact, conclusions of law and order.
(b) Final Decisions. Proposed decisions shall be given consideration but are not binding upon the Administrator. All final decisions shall be issued by the Administrator and be based exclusively upon the evidence in the record and matters officially noted. All final decisions issued by the Administrator shall be served to all parties by first class mail or personal service.
(c) Consent Agreements, Settlements, Other.



	WYOMING GAME AND FISH COMMISSION
Bv:	
,	Jerry Sanders, President

Dated: September 9, 2003